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8 **IN THE UNITED STATES DISTRICT COURT**
9 **FOR THE EASTERN DISTRICT OF CALIFORNIA**
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11 STEVEN DIAZ,

No. CIV S-05-0376-MCE-CMK-P

12 Petitioner,

13 vs.

ORDER

14 DERRAL ADAMS,

15 Respondent.
16 _____/

17 Petitioner, a state prisoner proceeding with appointed counsel, brings this petition
18 for a writ of habeas corpus pursuant to 28 U.S.C. § 2254. On November 19, 2007, the court
19 directed respondent to file a brief within 30 days addressing: (a) petitioner's request for an
20 evidentiary hearing on the issue of trial counsel's performance; (b) whether the court should
21 grant leave to take trial counsel's deposition; and (c) the effect of attorney-client privilege.
22 Petitioner was provided an opportunity to file a response within 15 days after service of
23 respondent's brief. Respondent filed his brief on December 11, 2007, and, to date, petitioner has
24 not filed a response.

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